



U.S. Department of Justice

United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

October 24, 2007

**By Facsimile**

Honorable Loretta A. Preska  
United States District Judge  
United States Courthouse  
500 Pearl Street  
New York, NY 10007

Re: **United States v. James Lyons,**  
**07 Cr. 890 (LAP)**

Dear Judge Preska:

1 This letter seeks confirmation that the conference scheduled for Monday, October 22, 2007, has been adjourned until Tuesday, November 27, 2007 at 9:00 a.m.

2 The Government also respectfully requests (with the consent of the defendant) that the Court exclude the time under the Speedy Trial Act until November 27, 2007, because the ends of justice served by excluding time under the Speedy Trial Act outweigh the best interest of the public and the defendant in a speedy trial. See 18 U.S.C. § 3161(h)(8). During this period, the defendant will continue to evaluate the Government's discovery and the parties will continue their discussions regarding a possible disposition of this case.

SO ORDERED

*Loretta A. Preska*  
LORETTA A. PRESKA  
UNITED STATES DISTRICT JUDGE

*October 25, 2007* By:

Respectfully submitted,  
MICHAEL J. GARCIA  
United States Attorney

*PC*  
Parvin Moyne  
Assistant United States Attorney  
Telephone: (212) 637-2510

cc: Fiona Doherty, Esq. (by facsimile)